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5 Counsel for Defendant WILLIAMS

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7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,) No. CR-08-00040 JF
12)
Plaintiff,)
13)
vs.)
14)
DONALD RAY WILLIAMS,)
15)
Defendant.)
16)
_____)

17
18 I, Manuel U. Araujo, hereby declare:

19 1. I am an Assistant Federal Public Defender for the Northern District of California,
20 San Jose Division. My office has been appointed to represent defendant Donald Ray Williams in
21 the above-captioned case.

22 2. Mr. Williams is charged with the arson of a building affecting interstate or foreign
23 commerce, in violation of 18 U.S.C. § 844(i).

24 3. Based upon my most recent interactions and conversations with Mr. Williams, I no
25 longer harbor a doubt regarding his mental competence. Mr. Williams does have a history of
26 mental illness, he has been receiving medication for his illness. However, at this time I believe

1 that he does understand the nature and the consequences of the proceedings against him and is
2 capable of assisting in his defense.¹

3 4. For the reasons set forth above, the defense respectfully moves to withdraw it's
4 motion for a competency examination of Mr. Williams.

5 I declare under penalty of perjury that the foregoing is true and correct, except for those
6 matters stated on information and belief, and as to those matters, I am informed and believe them
7 to be true.

8 Executed this 12th day of August 2008, at San Jose, California.

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10 _____/S/
11 MANUEL U. ARAUJO
12 Assistant Federal Public Defender
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25 _____
26 ¹To the extent that the Court requires more specific information, I would be happy to
provide such information *ex parte* and *in camera*.